

**Electronically Recorded**

Official Public Records



Suzanne Henderson

**Tarrant County Texas**

10/5/2010 3:16 PM

**D210246156**

PGS 2 \$20.00

Submitter: SIMPLIFILE



**Permian Land Company**  
1501 Summit Ave., Ste 200  
Fort Worth, TX 76102

**Submitter: Permian Land Company**

---

**SUZANNE HENDERSON  
TARRANT COUNTY CLERK  
TARRANT COUNTY COURTHOUSE  
100 WEST WEATHERFORD  
FORT WORTH, TX 76196-0401**

**DO NOT DESTROY  
WARNING - THIS IS PART OF THE OFFICIAL RECORD.**

ELECTRONICALLY RECORDED  
BY SIMPLIFILE

By: \_\_\_\_\_

**ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE  
OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR  
RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.**

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.**

**AMENDMENT OF OIL AND GAS LEASE**

STATE OF TEXAS §  
COUNTY OF TARRANT §

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, Dale Cunningham and Tina Cunningham ("Lessor"), whose address is 6300 Brookcrest Drive, Arlington, Texas, 76018, executed an Oil and Gas Lease dated March 8, 2008 (the "Lease"), which is recorded as Instrument #D208093356 in the Official Public Records of Tarrant County, Texas, in favor of Hollis R. Sullivan, Inc. ("Original Lessee"), covering Lot 20, Block 11, Brookmeadow Addition, as more particularly described in the Lease;

WHEREAS, the Lease and all rights thereunder are now owned and held by XTO Energy Inc., whose address is 810 Houston Street, Fort Worth, Texas 76102 ("Lessee"), as the successor in interest to Original Lessee under the terms of the Lease; and

WHEREAS, Lessor and Lessee desire to amend the Lease as set forth herein.

NOW, THEREFORE, for Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree to amend the Lease as follows:

In Paragraph 5 of the Lease, "320 acres" is hereby deleted and replaced with "640 acres + 10% acreage tolerance".

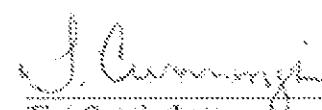
Lessor hereby adopts, ratifies, and confirms the Lease as to all of the terms and provisions therein, as amended by this Amendment of Oil and Gas Lease, and for the same consideration, Lessor does hereby lease, grant, demise, and let the lands covered by the Lease unto Lessee, its successors and assigns, in accordance with all of the terms and provisions of the Lease, as amended hereby.

Except as amended by this Amendment of Oil and Gas Lease, the Lease is and remains in full force and effect as originally written.

This Amendment is executed this the 20 day of September, 2010, but shall be effective for all purposes as of March 8, 2008.

LESSOR(S):

  
Dale Cunningham

  
Tina Cunningham

LESSEE:

XTO ENERGY INC.

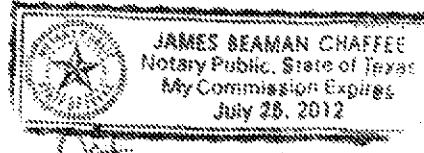
By:  Edwin S. Ryan, Jr.  
Name: Edwin S. Ryan, Jr.  
Title: Sr. VP – Land Administration

**ACKNOWLEDGEMENTS**

STATE OF TEXAS §  
COUNTY OF §

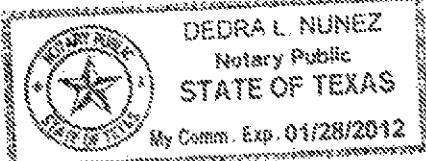
This instrument was acknowledged before me on this 20 day of September, 2010, by Dale & Tina Cunningham.

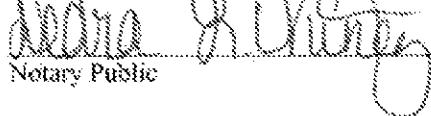
  
Notary Public



STATE OF TEXAS §  
COUNTY OF TARRANT §

This instrument was acknowledged before me on this the 1 day of July, 2010, by Edwin S. Ryan, Jr.  
Sr. VP – Land Administration of XTO Energy Inc., a Delaware corporation, on behalf of that corporation.



  
Dedra L. Nunez  
Notary Public